

SEP 22 2004

Docket No.: 2328-023RI

PATENT**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of

DUANE C. GATES

U.S. Patent Application No. 09/534,814

Filed: March 22, 2000

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: Confirmation No.: 9066  
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: Group Art Unit: 3742  
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: Examiner: MARK H. PASCHALLFor: SEGMENTED COIL FOR GENERATING PLASMA IN PLASMA PROCESSING  
EQUIPMENTCommissioner For Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450**REQUEST FOR WAIVER/REFUND OF EXTENSION OF TIME FEES**

Applicant, through their undersigned attorney, respectfully requests waiver/refund of the extension fees set forth in 37 CFR 1.17 based on the following:

1. A Final Rejection was mailed to applicant on March 22, 2004;
2. A response to the Final Rejection was effectively filed by Applicant within a two month period on Monday, May 24, 2004 since May 22, 2004 was a Saturday (copy of cover page affixed with certificate of facsimile transmission is appended hereto); and
3. The Examiner failed to issue (a) a Notice of Allowance and/or (b) Advisory Action within the three month shortened statutory period or the regular six month statutory period set to expire today, September 22, 2004.

09/23/2004 MAHMED1 00000057 09534814

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950.00 DP

CERTIFICATION OF FACSIMILE TRANSMISSION  
I HEREBY CERTIFY THAT THIS PAPER IS BEING FACSIMI-  
LE TRANSMITTED TO THE PATENT AND TRADEMARK OFFICE  
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Maria Anderson 9-22-04  
SIGNATURE DATE  
703-872-9306  
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